

**BOARD OF SELECTMEN  
MAY 9, 2011**

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**I. Call to Order/Roll Call**

Chairman Brian Major called the Regular meeting of the Board of Selectmen to order at 7:00 P.M. in the Selectmen's Conference Room at the Town Offices. Present were: Chairman Major and Selectmen Mary Lyman, Ted Teichert, Alex Vispoli and Paul Salafia. Also present were: Town Manager Buzz Stapczynski and Town Clerk Larry Murphy. The meeting was duly posted and cable-cast live.

**II. Opening Ceremonies**

Chairman Major asked for a Moment of Silence followed by the Pledge of Allegiance.

**III. Communications/Announcements/Liaison Reports**

The Town Manager made the following announcements:

- ~ Thank you to the Board for their leadership and for reaching consensus on the Town/School Budget prior to the Annual Town Meeting.
- ~ There are several events taking place on Saturday, May 14, 2011:
  - Zero Waste Day at the Brickstone Square parking lot from 9 AM-12PM.
  - AHS Marching Band Bottle Drive at the WMS parking lot from 9 A.M. to 1 P.M.
  - State Senator Finegold will hold a forum on Health Care reforms and issues at the Memorial Hall Library from 10 A.M. to Noon.
- ~ The Bald Hill Compost Site is now open on Mondays and Saturdays from 8:00 A.M. to 4:00 P.M. and on Wednesday, Friday, and Sunday from Noon to 4:00 P.M. Permits are required and can be purchased in the Plant & Facilities Department at the Town Offices.
- ~ Yard waste will be picked up in paper bags only on regular trash pick-up days over the next several weeks.
- ~ Last week there were two fires related to the improper use of extension cords. The Fire Department has sent out an alert to all businesses, Town & School Departments and residents about the misuse of extension cords.
- ~ The Selectmen will participate in an Executive Session Collective Bargaining Strategy Workshop on Thursday, June 2<sup>nd</sup> at 7:00 P.M. in the Selectmen's Conference Room.
- ~The Andover Historical Society, The Andover Preservation Commission and The Ballardvale Historic District Commission will host the 2011 Annual Preservation Awards ceremony on Tuesday, May 17<sup>th</sup> at 7:00 P.M. in Memorial Hall at the Library which will include an exhibit and presentation on the historic homes and buildings in Town. The public is welcome to attend.

Town Clerk Larry Murphy reported that every ten years, based on the Federal Census, a redistricting of Town precincts takes place. A draft of the precinct map has been received and he expects to have the map available for consideration at the next Board of Selectmen's meeting. Andover will still have nine precincts with precinct lines close to what they are now.

Selectman Lyman said the Council on Aging and TRIAD Council will meet on Thursday, May 12<sup>th</sup> at 9:30 A.M. in the Senior Center.

Selectman Vispoli recommended the Board consider sending a letter in support of the Health Care Reform Bill recently passed by the House and moving forward to the Senate; passage of this bill would be a potential savings of \$100M.

On a motion by Selectman Vispoli with a second by Selectman Lyman, it was

unanimously voted to submit a letter to Senator Finegold in support of the House-voted Health Care Reform Bill.

Selectman Salafia provided an update on the Town Yard Task Force and the funds approved at the Annual Town Meeting in April. The \$35,000 will be used for engineering and further study of RFP's received. Site visits are being scheduled and more information will emerge as the Task Force moves forward.

Selectman Teichert announced that jars have been placed around Town for contributions to the Jerry Silverman Fireworks Fund to be held on July 3<sup>rd</sup>. Donation checks can also be sent to the Town. The Fire Department will host the pancake breakfast on Monday, July 4<sup>th</sup> in The Park.

Chairman Major reported the Chamber of Commerce Annual Breakfast Meeting honoring students and community members will be held on June 2<sup>nd</sup> at the Indian Ridge Country Club at 7:30 A.M. Honorees this year are Joe Piantedosi and Susan Stott.

#### **IV. Citizens Petitions and Presentations**

Mary Carbone, 3 Cyr Circle, spoke about her thoughts and opinions on the Town Yard and the total amount of money voted by Town Meeting to date. In her opinion, a lot of money has been devoted to the project and two of the four sites are not new sites. Chairman Major explained that the RFP was sent out in a different format than the previous RFP and even though two previous property owners responded, they responded to the re-designed RPF.

#### **V. Public Hearings**

##### **A. National Grid and Verizon New England, Inc. – Continued Hearing from April 25, 2011**

Selectman Vispoli received an email from National Grid asking that their petition to locate poles, wires and fixtures, including the necessary sustaining and protecting fixtures, along and across Argilla Road (approximate location shown on Plan #6501165, dated March 21, 2011) be withdrawn.

On a motion by Selectman Vispoli with a second by Selectman Lyman, it was unanimously voted to close the public hearing.

##### **B. Storage of Inflammables**

Selectman Lyman motioned to approve the request of Eisai Inc., 4 Corporate Drive, Andover, to keep and store additional inflammable products at 4 Corporate Drive by increasing their present license to add 500 gallons of Class II Diesel Fuel, stored underground, 545 gallons of Class II Diesel Fuel, stored aboveground, and 535 gallons of miscellaneous Class I liquids. The request has been reviewed and approved by the Fire Prevention Officer and Town Clerk subject to the condition that all other requirements of the Town are met prior to the issuance of the Certification of Registration. The motion was seconded by Selectman Teichert, and voted 5-0 to approve.

#### **VI. Regular Business of the Board**

##### **A. Winterberry Lane**

On a motion by Selectman Lyman with a second by Selectman Salafia, it was voted 5-0 to sign the documents related to the approval at Annual Town Meeting for Warrant Article #32 for the street acceptance of Winterberry Lane.

##### **B. Farmer-winery License Policy**

On a motion by Selectman Lyman with a second by Selectman Vispoli, it was voted 5-0 to approve the changes to the Farmer-winery License Policy as presented.

**C. Board of Registrar Vacancy**

Town Clerk Larry Murphy explained the vacancy on the Board of Registrars, the role of the Registrars, the appointment process and the three applications he received; one whose eligibility is in question. All applications have gone through a thorough screening process by the Town Clerk.

Selectman Teichert motioned to nominate Gerry Gustus, 5 Fern Road, to the Board of Registrars. The motion was seconded by Selectman Lyman and voted 5-0 to select Gerry Gustus as a member of the Board of Registrars.

**D. Future Meeting Dates**

The Board discussed upcoming meeting dates for June, July, and August agreeing to the following: June 13, June 27, July 11, July 25, August 8 and August 22, 2011. The Board also agreed to meet on June 2<sup>nd</sup> to discuss collective bargaining strategy with Labor Counsel.

**VII. Consent Agenda**

**A. Storage of Inflammables Annual Registrations**

Selectman Salafia motioned to approve the request of the Town Clerk for the following list of Storage of Inflammable license holders who have submitted their Certificates of Registration for 2011:

- ~ Bodycote IMT, Inc., 155 River Street
- ~ Wyeth LLC, d/b/a Pfizer, 1 Burt Road and 66 Lowell Junction Road
- ~ Putnam Investment, Inc. – 7 Shattuck Road
- ~ Raytheon Company – 350 Lowell Street

The renewals have been reviewed and approved by the Fire Prevention Officer and Town Clerk subject to the condition that all other requirements of the Town are met prior to the issuance of the Certification of Registration. The motion was seconded by Selectman Vispoli and voted 3-0 to approve. Selectman Major and Selectman Teichert recused themselves from voting.

**B. One-Day Beer & Wine License**

Selectman Teichert motioned to approve the request of Mike Cammarata, Andover Café, d/b/a LaRosa's, 7 Barnard Street, Andover, for a one-day beer & wine license for use on Friday, May 20, 2011 from noon to 11:00 P.M. at his place of business for a customer appreciation event. The request has been reviewed and approved by the Town Clerk subject to the condition that all other requirements of the Town are met prior to the issuance of the license. The motion was seconded by Selectman Lyman and unanimously voted to approve.

**C. Feaster Five Road Race**

Selectman Vispoli motioned to approve the request of David McGillivray, DMSE, Inc., for permission to hold the 24<sup>th</sup> Annual Feaster Five Road Race through the streets of Andover on Thanksgiving Day, November 24, 2011 beginning at Brickstone Square. He is also requesting use of the park on Balmoral Street for the kid's event. The request has been reviewed and approved with conditions by the Police Department. The motion was

seconded by Selectman Lyman and voted 5-0 to approve.

**D. Alzheimer's Walk**

Selectman Lyman motioned to approve the request of Colleen Warren of the Alzheimer's Association for permission to conduct the 2011 "Northeastern Massachusetts Walk to End Alzheimer's" through the streets of Andover on Sunday, October 2, 2011 beginning at 9:30 A.M. at Brickstone Square. The request has been reviewed and approved with conditions by the Police Department. The motion was seconded by Selectman Vispoli and unanimously voted to approve.

**E. Appointments and Re-appointments**

On a motion by Selectman Salafia with a second by Selectman Lyman, it was voted 5-0 to approve the following appointment recommended by the Town Manager and as printed in the agenda.

DEPARTMENT	POSITION	RATE	EFF. DATE
<u>CONSERVATION OVERSEERS</u>			
Keith Saxon – Term expires 6/30/14			
Wethersfield/Cameron Greenspace, Booth and Mary French Reservation			

**VIII. Approval of Minutes from Previous Meetings**

Selectman Teichert motioned to approve the Regular Meeting Minutes of April 25, 2011 as presented. The motion was seconded by Selectman Lyman and voted 5-0 to approve.

**IX. Adjournment**

On a motion by Selectman Teichert with a second by Selectman Vispoli, it was unanimously voted to adjourn the meeting at 7:57 P.M.

Respectfully submitted,

Dee DeLorenzo  
Recorder

Documents: Letter from Planner Jacki Byerley re: Acceptance of Winterberry Lane  
Letter from Patricia Commane of the Andover Democratic Town Committee re:  
names for appointment to the Andover Board of Registrars  
Minutes of Board of Selectmen Meeting on April 25, 2011